

REMARKS

Applicant respectfully requests reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow. Claims 1-2, 6-16, 18, and 25 were previously cancelled. Claims 43, 45, 47, 49, and 51 are currently being amended. Applicant submits that support for the amendments can be found throughout the application as originally filed. After amending the claims as set forth above, Claims 3-5, 17, 19-24, and 26-52 are now pending in this application.

Applicant thanks the Examiner for withdrawing the previous rejection under 35 U.S.C. §101.

I. Interview Summary

Applicant thanks the Examiner for the courtesy extended during the Examiner Interview which took place with Applicant's representatives on December 2, 2011. During the Interview, the objection to the specification and potential amendments to address the objection were discussed. The amendments incorporate the Examiner's suggested wording. Claims 43, 45, 47, 49, and 51 have been amended to recite in part "A non-transitory computer-readable device." The Examiner indicated that such an amendment would likely overcome the objection to the specification. No agreement as to the allowability of the claims was reached.

II. Objection to Specification

One page 2 of the Office Action, the specification was objected to for a lack of antecedent basis of the claimed terminology "non-transitory computer readable medium." Applicant has amended Claims 43, 45, 47, 49, and 51 to recite in part "A non-transitory computer-readable device having instructions stored thereon that, when executed by a computing device." Applicant submits that support for this amendment can be found throughout the application as originally filed. Accordingly, Applicant respectfully requests withdrawal of the objection.

III. Double Patenting Rejection Based on U.S. Patent No. 7,206,820

On page 3 of the Office Action, Claims 3-5, 17, 19-24, and 26-52 were rejected for nonstatutory obviousness-type double patenting as being unpatentable over Claims 1-8 of U.S. Patent No. 7,206,820 (hereinafter "the '820 patent"). A terminal disclaimer regarding the '820 patent is being filed along with this response. Accordingly, Applicant respectfully requests withdrawal of the rejection.

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Applicant submits that, for at least the foregoing reasons, all claims of the present application are in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

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By 

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